

Panaji, 9th May, 1985 (Vaisaka 19, 1907)

SERIES I No. 6

OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Education Department

ORDER

DE/Acad.I/Misc./79/Vol.III/1024/1161

- Read: — 1. Order No. DE/Acad. I/Misc./79/
/Vol. II/1024/294 dated 6-2-1985.
2. Govt. of India letter No. F.5-233/82-
-U. T. 1. (Sch. 6) dated 5-9-1984.

Consequent upon the issue of the above cited Order/Letter granting Stagnation Increments to the Aided Secondary Teachers including the Primary Teachers Training Colleges, the matter regarding granting of 3rd Stagnation Increment to some of the teachers including Principals, Vice-Principals, Headmasters, Librarians and Lab. Assistants was under consideration of Government of India for sometime past. The Government of India by its letter cited at Sr. No. 2 above granted Third Stagnation Increment from 5-9-84 to these categories of posts. Therefore, the Government of Goa, Daman and Diu is pleased to grant the Third Stagnation Increment from 5-9-84 as per the norms laid down in the Govt. Order cited at Sr. No. 1 above, to the Principals, Vice-Principals, Headmasters, Librarians and Lab. Assistants working in aided Secondary Schools and aided Primary Teachers Training Colleges in this Union Territory.

This issues with the concurrence of F. D. vide their U. D. R. No. 888 dated 28-3-1985.

By order and in the name of the Administrator of Goa, Daman and Diu.

S. V. Kurade, Director of Education and Ex-Officio Additional Secretary to the Government of Goa, Daman & Diu.

Panaji, 24th April, 1985.

Tourism, Information and Transport Department.

Notification

4/36/84-HD(G)

The following draft rules further to amend the Goa, Daman and Diu Motor Vehicles Tax Rules, 1974

which the Government of Goa, Daman and Diu proposes to make in exercise of the powers conferred by clauses (a), (k) and (l) of sub-section (2) of section 24 of the Goa, Daman and Diu Motor Vehicles Tax Act, 1974, are hereby published as required by sub-section (1) of section 24 of the said Act for the information of all persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government on or after the expiry of fifteen days from the date of publication of this notification in the Official Gazette.

2. Any objections and suggestions to the said draft rules may be forwarded to the Under Secretary to the Government of Goa, Daman and Diu, Tourism, Information and Transport Department, Secretariat, Panaji, Goa, within fifteen days from the date of publication of this notification in the Official Gazette.

DRAFT RULES

In exercise of the powers conferred by clauses (a), (k) and (l) of sub-section (2) of section 24 of the Goa, Daman and Diu Motor Vehicles Tax Act, 1974 (Act 8 of 1974) and all other powers enabling him in that behalf, the Administrator of Goa, Daman and Diu hereby makes the following rules, so as to further amend the Goa, Daman and Diu Motor Vehicles Tax Rules, 1974, namely:

1. **Short title and commencement.** — (1) These Rules may be called the Goa, Daman and Diu Motor Vehicles Tax (Amendment) Rules, 1985.

(2) They shall come into force at once.

2. **Amendment of rule 3.** — In sub-rule (4) of rule 3 of the Goa, Daman and Diu Motor Vehicles Tax Rules, 1974 (hereinafter called the 'Principal rules') the following proviso shall be inserted at the end, namely: —

"Provided that where the tax payable in respect of a motor vehicle for a year does not exceed rupees six hundred, the tax shall be paid annually."

3. **Amendment of rule 14.** — In rule 14 of the principal rules, for the words "five rupees", the words "ten rupees" shall be substituted.

4. **Amendment of rule 16.** — In sub-rule (3) of rule 16 of the principal rules, for the words "two rupees", the words "five rupees" shall be substituted.

5. **Amendment of schedule.** — For the existing schedule appended to the principal rules the following schedule shall be substituted.

SCHEDULE

Schedule of Taxation
(Rule 6)

| Class of Motor Vehicles | Maximum Annual Rate of tax |
|--|--|
| A. Motor Vehicles fitted solely with pneumatic tyres. | |
| I. Motor cycles and tricycles (including motor scooters and cycles with attachment for propelling the same by mechanical power) | |
| (a) upto half horse power ... | 15-00 |
| (b) more than half horse power | 60-00 |
| (c) for every side car attached | 15-00 |
| (d) tricycles: | (in addition to the rates specified above) |
| For every 25 Kgs. weight or part thereof ... | 12-00 |
| II. Motor cycles used for hire ... | 60-00 |
| III. Motor vehicles not exceeding 25 Kgs. in weight unladen adapted for use for invalids. ... | 6-00 |
| IV. Goods vehicles: | |
| For every 100 Kgs. of registered laden weight or part thereof: | |
| (i) driven on fuel other than diesel ... | 15-00 |
| (ii) driven on diesel ... | 18-00 |
| V. Taxis and Auto Rickshaws: | |
| Taxis— | |
| (a) Up to 3 seaters ... | 225-00 |
| (b) Up to 4 seaters ... | 250-00 |
| (c) Up to 5 seaters ... | 270-00 |
| For every additional seat up to a maximum of 7 seats ... | 25-00 |
| Auto Rickshaws up to 2 seats ... | 60-00 |
| Auto Rickshaws up to 2 seats used for hire ... | 90-00 |
| VI. Passenger Vehicles: | |
| (a) Up to 18 seats... .. | 600-00 |
| (b) For every additional seat over 18 seats ... | 35-00 |
| (c) For every passenger (other than seated passenger) which the vehicle is permitted to carry ... | 35-00 |
| (d) Private vehicles with seating capacity above 7 upto 18 seats ... | 600-00 |
| <i>Explanation: In Items (V) and (VI) above the seating capacity is to be determined exclusively of the driver's seat.</i> | |
| VII. Motor Vehicles other than those liable to tax under the foregoing provisions of the schedule: | |
| (a) Upto 850 Kgs. weight unladen ... | 200-00 |
| (b) Over 850 Kgs. upto 1200 Kgs. weight unladen ... | 250-00 |
| (c) Over 1200 Kgs. upto 2500 Kgs. weight unladen ... | 350-00 |
| (d) Over 2500 Kgs. weight unladen upto 5000 Kgs. ... | 400-00 |

| Class of Motor Vehicles | Maximum Annual Rate of tax |
|---|--|
| (e) Every 1000 Kgs. or part thereof in excess of 5000 Kgs. ... | 60-00 |
| VIII. Additional tax payable in respect of motor vehicles used for drawing trailers. | |
| A. (a) For each trailer when it is used for the carriage of goods. | At the rates specified in Clause IV in respect of motor vehicles used for the carriage of goods or material. |
| (b) For each trailer when used for the carriage of passengers. | At the rates specified in Clause V in respect of motor vehicles plying for hire and used for the carriage of passengers. |
| B. Motor Vehicles other than those fitted with pneumatic tyres. | The rates shown in Clause A plus 50 per-centum. |
| C. Dealers in, or manufacturers of, motor vehicles: | |
| (a) General licence in respect of each vehicle. | 75-00 |

By order and in the name of the Administrator of Goa, Daman and Diu.

P. R. Joshi, Under Secretary (STE)

Panaji, 4th May, 1985.

Public Health Department

Amendment

PHD/32/75/FPP/4183

Read: Government Order No. PHD/32/75/FPP/4183 dated 9th May, 1978.

The Government is pleased to introduce the following amendment to the Rules called the Goa, Daman and Diu, Ex-Gratia Financial Assistance (in cases of fatality/complications resulting from tubectomy/vasectomy operations and I.U.D. insertions) Rules 1978 published in the Official Gazette Series I, No. 7 dated 18-5-1978 in the light of the Government of India letter No. 11011/5/81-Ply dated 20th November, 1981.

Now therefore Government of Goa, Daman and Diu is pleased to introduce the amendment as under:

Section 2 (f) is deleted.

Section 5 with all its sub-section is deleted.

Section 8 (ii) shall be read as follows:

The compensation under these Rules shall be paid invariably within a period of two months after the

sanction of the case. The expenditure involved will be debitable to the Major Head 281- Family Planning (Plan) F. Compensation, F.1 compensation for I.U.D. and Sterilisation, F. 1 (1) Other charges/Miscellaneous purposes.

The amendment will be applicable to all the cases of fatality/complications occurred on or after 1st December, 1981 and also the past cases of fatalities/complications where the compensation money shall be paid on or after the issue of this order.

By order and in the name of the Administrator of Goa, Daman and Diu.

S. V. Bhadri, Under Secretary (Health).

Panaji, 26th April, 1985.

Law Department
Legal Affairs Branch

Notification

LD/7/7/85-L. A. B.

The following Act which was passed by the Legislative Assembly of the Union territory of Goa, Daman and Diu on the 20th day of March, 1985 and assented to by the Administrator of Goa, Daman and Diu on the 14th April, 1985 is hereby published for the general information of the public.

B. S. Subbanna, Under Secretary (Drafting).

Panaji, 25th April, 1985.

The Goa, Daman and Diu General Clauses
(Amendment) Act, 1985

(Act No. 8 of 1985)

AN

ACT

further to amend the Goa, Daman and Diu General Clauses Act, 1965.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Thirty-sixth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Goa, Daman and Diu General Clauses (Amendment) Act, 1985.

(2) It shall be deemed to have come into force on the 30th December, 1971.

2. *Amendment of section 2.*—In section 2 of the Goa, Daman and Diu General Clauses Act, 1965 (Act 7 of 1965), in sub-section (1), after the words "Goa, Daman and Diu", the words "and an Ordinance promulgated by the Administrator of Goa, Daman and Diu under article 239 B of the Constitution" shall be inserted.

B. S. SUBBANNA

Secretariat,
Panaji-Goa.

Under Secretary to the Govern-
ment of Goa, Daman and Diu
Law Department (Legal
Affairs Branch).

Dated:— 25th April, 1985.

Notification

LD/9/7/85-L.A.B.

The following Act which was passed by the Legislative Assembly of the Union territory of Goa, Daman and Diu on the 21st day of March, 1985 and assented to by the Administrator of Goa, Daman and Diu on the 17th April, 1985 is hereby published for the general information of the public.

B. S. Subbanna, Under Secretary (Drafting)

Panaji, 27th April, 1985.

The Goa, Daman and Diu Mundkars (Protection from
Eviction) (Amendment) Act, 1985

(Act No. 10 of 1985)

AN

ACT

further to amend the Goa, Daman and Diu Mundkars (Protection from Eviction) Act, 1975.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Thirty-sixth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Goa, Daman and Diu Mundkars (Protection from Eviction) (Amendment) Act, 1985.

(2) It shall be deemed to have come into force on the 12th day of March, 1976.

2. *Amendment of Section 2.*—In clause (i) of section 2 of the Goa, Daman and Diu Mundkars (Protection from Eviction) Act 1975 (1 of 1976), the words "whether such house was constructed by the mundkar at his own expense or at the bhatkar's expense or with the financial assistance from the bhatkar" shall be omitted.

B. S. SUBBANNA

Secretariat,

Panaji-Goa.

Under Secretary (Drafting) to the
Government of Goa, Daman and Diu
Law Department (Legal Affairs
Branch)

Dated 27th April, 1985.

Notification

LD/7/7/85-L.A.B.

The following Act which was passed by the Legislative Assembly of the Union territory of Goa, Daman and Diu on the 21st day of March, 1985 and assented to by the Administrator of Goa, Daman and Diu on the 17th April, 1985 is hereby published for the general information of the public.

B. S. Subbanna, Under Secretary (Drafting) to the Government of Goa, Daman and Diu.

Panaji, 27th April, 1985.

The Goa, Daman and Diu Legislative Diploma No. 2070 dated 15-4-1961 (Amendment) Act, 1985

(Act No. 9 of 1985)

AN

ACT

to amend the Legislative Diploma No. 2070 dated 15-4-1961 (in its application to the Union territory of Goa, Daman and Diu).

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Thirty-sixth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Goa, Daman and Diu Legislative Diploma No. 2070 dated 15-4-1961 (Amendment) Act, 1985.

(2) It shall come into force at once.

2. *Amendment of article 153.*—In article 153 of the Legislative Diploma No. 2070 dated 15-4-1961 (hereinafter called the "principal Act"), after clause 18, the following clause shall be inserted, namely:—

"19.—To make rules for carrying into effect the provisions of the Code."

3. *Amendment of article 334-A.*—In article 334-A of the principal Act, in the second proviso, for the figures "25", the figures "15" shall be substituted.

B. S. SUBBANNA

Under Secretary (Drafting) to the
Secretariat,
Panaji-Goa.
Law Department (Legal Affairs
Branch)

Dated: 27th April, 1985.

Notification

LD/10/7/85-L.A.B.

The following Act which has been passed by the Legislative Assembly of the Union territory of Goa, Daman and Diu on the 20th day of March, 1985 and assented to by the Administrator on 14th April, 1985 is hereby republished for the general information of the public.

B. S. Subbanna, Under Secretary (Drafting).

Panaji, 29th April, 1985.

The Goa, Daman and Diu Members of Legislative Assembly (Removal of Disqualification) (Amendment) Act, 1985

(Act No. 11 of 1985)

AN

ACT

to amend the Goa, Daman and Diu Members of Legislative Assembly (Removal of Disqualification) Act, 1982.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Thirty-sixth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Goa, Daman and Diu Members

of Legislative Assembly (Removal of Disqualification) (Amendment) Act, 1985.

(2) It shall come into force at once.

2. *Substitution of Schedule.*—For the Schedule to the Goa, Daman and Diu Members of Legislative Assembly (Removal of Disqualification) Act, 1982 (1 of 1982), the following Schedule shall be substituted, namely:—

"SCHEDULE"

1. The office of a member of a Home Guard constituted under any law for the time being in force in any State;
2. Any office in connection with the affairs of the Goa University or any committee, council or body connected with the Goa University;
3. The office of Chairman, Economic Development Corporation, Goa, Daman and Diu;
4. The office of Chairman, Kadamba Transport Corporation Limited;
5. The office of Chairman, Goa, Daman and Diu Housing Board;
6. The office of Chairman, Goa, Daman and Diu Tourism Development Corporation Limited;
7. The office of Chairman, Goa, Handicrafts Rural and Small Scale Industries Corporation Limited;
8. The office of Chairman, Goa, Daman and Diu Industrial Development Corporation;
9. The office of Chairman, Director or member of a statutory or non-statutory body or committee or corporation constituted by the Government of Goa, Daman and Diu:

Provided that the Chairman, Director or member of any of the aforesaid committees or bodies or corporations is not entitled to any remuneration other than compensatory allowance.

Explanation.—For the purpose of the aforesaid entries—

(i) "compensatory allowance" means any sum of money payable to the holder of an office by way of daily allowance [such allowance not exceeding the amount of daily allowance to which a member of the Legislative Assembly is entitled under the Goa, Daman and Diu Salary, Allowances and Pension of the Members of the Legislative Assembly Act, 1964 (2 of 1965)], any conveyance allowance, house-rent allowance or travelling allowance for the purpose of enabling him to recoup any expenditure incurred by him in performing the functions of that office;

(ii) "statutory body" means any corporation, committee, commission, council, board or other body of persons, whether incorporated or not, established by or under any law for the time being in force;

(iii) "non-statutory body" means any body of persons other than a statutory body."

B. S. SUBBANNA

Under Secretary (Drafting) to the
Secretariat,
Panaji-Goa,
Law Department (Legal Affairs
Branch)

Dated: 29th April, 1985.

Notification

LD/11/7/85-L.A.B.

The following Act which was passed by the Legislative Assembly of the Union territory of Goa, Daman and Diu on the 20th day of March, 1985 and assented to by the Administrator of Goa, Daman and Diu on the 25th April, 1985 is hereby published for the general information of the public.

B. S. Subbanna, Under Secretary (Drafting).
Panaji, 30th April, 1985.

The Goa, Daman and Diu Town and Country Planning
(Amendment) Act, 1985

(Act No. 12 of 1985)

AN
ACT

*further to amend the Goa, Daman and Diu Town
and Country Planning Act, 1974.*

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Thirty-sixth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Goa, Daman and

Diu Town and Country Planning (Amendment) Act, 1985.

(2) It shall come into force at once.

2. *Amendment of section 124.*—For section 124 of the Goa, Daman and Diu Town and Country Planning Act, 1974 (Act 21 of 1975), the following section shall be substituted, namely:—

"124. Sanction for prosecution.—No prosecution for any offence punishable under this Act shall be instituted except with the previous sanction of the Government or the Planning and Development Authority concerned or an officer authorised by the Government or such Planning and Development Authority in this behalf."

B. S. SUBBANNA

Under Secretary (Drafting) to the
Government of Goa, Daman and Diu
Law Department (Legal Affairs
Branch)

Secretariat

Panaji-Goa.

Dated:-30th April, 1985.